

costs and the execution of a bond in the sum of \$2,000, conditioned that they be relabeled and that they should not be sold or disposed of contrary to the provisions of the Federal Food and Drugs Act and all other laws.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

20363. Misbranding of Morrison's Old English Liniment. U.S. v. The James W. Foster Co., and George Morgan and Ray C. Burbank. Plea of guilty. Fine, \$175. (F. & D. no. 27515. I.S. nos. 30661, 30662, 34428, 34468, 34469.)

Examination of the drug preparation, Morrison's Old English liniment, disclosed that the article contained no ingredient or combination of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling.

On September 8, 1932, the United States attorney for the District of New Hampshire, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid an information against the James W. Foster Co., a corporation, and George Morgan and Ray C. Burbank, president and treasurer, respectively, of the said corporation, of Bath, N.H., alleging shipment by said defendants in violation of the Food and Drugs Act, as amended, in various lots, on or about March 20, June 12, June 24, and July 24, 1931, from the State of New Hampshire into the State of Massachusetts, of quantities of the said Morrison's Old English liniment, which was misbranded. Two styles of labeling were found on the cartons and bottles in the various shipments. All shipments were accompanied by the same circular.

Analyses of samples of the article by this Department showed that it consisted essentially of a nonvolatile oil such as fish oil, and volatile oils such as pine-tar oil, turpentine oil, and kerosene.

Misbranding was alleged in the information for the reason that the statements, designs, and devices, regarding the curative and therapeutic effects of the article, appearing on the carton and bottle labels of the product in certain of the consignments, falsely and fraudulently represented that it was effective as a remedy for rheumatism, lame back, chilblains, ingrowing nails, and bunions; effective to remove all soreness and inflammation; effective as a remedy for coughs, bronchitis, diphtheria, sore throat, and la grippe; effective to allay distress in cases of diphtheria; effective for the relief of pain in cases of rheumatism, neuritis, sciatica, lumbago, neuralgia, aching feet, bunions, sore corns, aches, soreness, and inflammation, and (in the case of animals) effective as a treatment for corns, quarter cracks, mud fever, founder, thrush, navicular disease, splints, rheumatism, bog spavin, shoe boils, and big knees; effective to heal wounds of every description; effective to cause hoofs to grow healthy and strong; effective as a remedy for distemper, pink eye, and kidney and bladder troubles; effective to remove soreness and inflammation; effective as a treatment for sore throat and bronchitis; effective to grow out foot; and effective as a treatment for contracted feet. Misbranding was alleged for the further reason that certain statements, designs, and devices appearing on the carton and bottle labels of the remaining shipments falsely and fraudulently represented that it was effective to heal wounds and prevent deadly germs from attacking the wounded flesh; effective as a treatment, remedy, and cure for rheumatism, lame back, chilblains, ingrowing nails, corns, bunions, soreness, and inflammation; (in the case of animals) effective as a treatment, remedy, and cure for corns, quarter cracks, thrush, founder, navicular diseases, mud fever, scratches, curbs, splints, rheumatism, bog spavin, wind puffs, shoe boils, contracted cords, galls, sores, wounds, inflammation, coughs, sore throat, distemper, bronchitis, pink eye, kidney and bladder troubles; effective to grow out foot; effective as a treatment, remedy, and cure for contracted feet, and big knees; and effective to grow new hoof and to keep a horse's feet in a healthy condition.

Misbranding was alleged for the further reason that certain statements, designs, and devices, regarding the curative and therapeutic effects of the article, appearing in the circular accompanying all shipments, falsely and fraudulently represented that the article was effective as a treatment, remedy, and cure for rheumatism, neuritis or nerve inflammation, sciatica or neuralgia of the hip or thigh, lumbago, neuralgia, soreness, aching feet, and bunions; effective to relieve aches, rheumatic pains, stiff or sore joints, wounds, sore corns, bunions and swelling; and effective to heal and protect the wound, and prevent tetanus and blood poison.

On October 19, 1932, a plea of guilty to the information was entered on behalf of the defendants, and the court imposed a fine of \$175, assessed jointly and severally.

R. G. TUGWELL, *Acting Secretary of Agriculture.*

20364. Misbranding of Steketee's Pin Worm Destroyer, Steketee's Worm Destroyer, and Steketee's Neuralgia Drops. U.S. v. 39 Packages of Steketee's Pin Worm Destroyer in Tablet Form, et al. Default decree of condemnation, forfeiture, and destruction. (F. & D. no. 28931. Sample nos. 5497-A, 5498-A, 5499-A, 5500-A.)

Examination of the drug preparations involved in this case disclosed that the articles contained no ingredients or combinations of ingredients capable of producing certain curative and therapeutic effects claimed in the labeling.

On September 22, 1932, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of 39 packages of Steketee's Pin Worm Destroyer in tablet form, 19 packages of Steketee's Pin Worm Destroyer in powdered form, 42 bottles of Steketee's Worm Destroyer in syrup, and 42 bottles of Steketee's Neuralgia Drops, at Chicago, Ill., alleging that the articles had been shipped in interstate commerce, the said Neuralgia Drops on or about March 3, 1932, and the remaining products on or about June 27, 1932, by the Hazeltine & Perkins Drug Co., from Grand Rapids, Mich., and charging misbranding in violation of the Food and Drugs Act as amended.

All three articles were labeled in part: "Steketee's Worm Destroyer [or "Steketee's Pin Worm Destroyer" or "Steketee's Neuralgia Drops"] * * * Geo. E. Steketee * * * Grand Rapids, Michigan."

Analyses of samples of the articles by this Department showed that the Pin Worm Destroyer in tablet form consisted essentially of potassium nitrate, sulphur, phenolphthalein, plant material including chenopodium, a small proportion of an iron compound, calcium carbonate and sugar; that the Pin Worm Destroyer in powdered form consisted essentially of potassium nitrate (24.7 percent), sulphur (19.9 percent), phenolphthalein (3.7 percent), plant fiber such as seed hulls (29.3 percent), chenopodium, a trace of an iron compound and calcium carbonate; that the Pin Worm Destroyer in syrup consisted essentially of small proportions of potassium, sodium, calcium and iron salts, chenopodium oil and anise oil, extract of a laxative plant drug, sugar, and water; and that the Neuralgia Drops consisted essentially of resinous and camphoraceous substances, ammonia (0.26 percent), alcohol (45 percent), and water.

It was alleged in the libel that the articles were misbranded in that the following statements appearing in the labeling were false and fraudulent: (Steketee's Pin Worm Destroyer in tablet form, tube) "Highly recommended for the relief of * * * Worm Fits, Worm Spasms, Worm Fever, Epileptic Fits, and all kinds of worms. * * * For purifying the blood"; (Steketee's Pin Worm Destroyer in powdered form, tube) "For the Relief of * * * Worm Fits, Worm Spasms, Worm Fevers, Epileptic Fits. * * * especially adapted for destroying * * * all * * * forms of Worms. Cleanses the stomach and purifies the bowels. This powder is also recommended for the relief of Epilepsy or Fits, and for the relief of various forms of Convulsions and Nervous Affections"; (Steketee's Worm Destroyer in syrup, carton) "Worm Destroyer * * * Mothers! Has your child a fever? First of all give it Steketee's Worm Destroyer. Has it foul breath? Give it Steketee's Worm Destroyer. Does it have spasms? Give it Steketee's Worm Destroyer. Is your child restless at night? It is worms that ails your child. Has it fainting fits? A sure sign of worms. The best remedy to keep children healthy is the use of Steketee's Worm Destroyer. It is considered the best worm remedy on the market and very few people, young or old, but what are troubled with worms in one form or another. People's stomachs are lined with phlegm and the use of this remedy cleanses the stomach and purifies the blood. The child is restless at night and starts frequently when asleep. Itching and scratching of the anus is a sure sign of worms, and the use of this remedy causes healthy, restful sleep": (Worm Destroyer in syrup, bottle) "Worm Destroyer * * * A tried and efficient remedy especially adapted for destroying * * * all * * * forms of Worms. Cleanses the stomach and purifies the blood. Also recommended for the relief of Epilepsy or Fits, and for the relief of various forms of Convulsions and Nervous Affections"; (Steketee's Neuralgia Drops, circular) "Neuralgia Drops A wonderful remedy for * * * Neuritis, Rheumatism, Arthritis, in fact for all pain in any form";